

AMENDMENT

Listing of Claims

1. (Original) A method for passing information over a communication network, comprising the steps of:

determining the buffer size for transmitting said information over the communication network;

determining a plurality of precedence levels for at least a portion of said information passing over said communication network;

assigning a percentage of said buffer to each of said precedence levels, wherein the sum of said percentages may exceed 100%;

receiving information, said information including data having an indication of the precedence for transmitting said information;

evaluating said received data against said plurality of precedence levels; and

if said indication of precedence of said received information matches one of said plurality of precedence levels, passing said information for processing in a priority buffer queue; and

if said indication of precedence of said received information does not match one of said plurality of precedence levels, passing said information for processing in at least one other output queue; and

transmitting any information in said priority queue before transmitting any information in said at least one other output buffer queue.

2. (Original) The method of claim 1, wherein the step of processing said information in

a priority buffer queue further comprises the steps of:

determining if said buffer includes information having said precedence level up to the percentage of said buffer assigned to the precedence of said information;

if the percentage of said buffer assigned to the precedence of said information has been filled, discarding said information;

if the percentage of said buffer assigned to the precedence of said information has not been filled, determining if the buffer is full;

if the buffer is full, discarding said information; and

if the buffer is not full, adding said information to a priority output queue for transmission.

3. (Original) The method of claim 1, wherein the step of processing said information in at least one other output buffer queue further comprises the steps of:

determining if said buffer is full;

if the buffer is full, discarding said information; and;

if the buffer is not full, adding said information to a non-priority output queue for transmission.

4. (Original) The method of claim 1, wherein a larger percentage of said buffer is assigned to information with a higher precedence level.

5. (Original) The method of claim 1, wherein such communication network is a packet based network.

6. (Original) The method of claim 5, further comprising the steps of:

determining a maximum packet size; and

if the packet of received information exceeds the maximum packet size, discarding the packet.

7. (Original) The method of claim 5, wherein said information is transmitted in data packets and each data packet includes a packet header.

8. (Original) The method of claim 7, wherein the data having an indication of the precedence for transmitting said information is included in a field in said packet header.

9. (Original) The method of claim 8, wherein said field comprises a Type of Service field and said indication of precedence comprises a Differentiated Services Code Point within said Type of Service field.

10. (Original) A method for passing information over a packet based communication network, comprising the steps of:

determining a maximum packet size;

determining the buffer size for transmitting said information over the communication network;

determining a plurality of precedence levels for at least a portion of said information passing over said communication network;

assigning a percentage of said buffer to each of said precedence levels, wherein the sum

of said percentages may exceed 100%;

receiving an information packet, said packet having a label indicating the precedence for transmitting said information;

if the received information packet exceeds the maximum packet size, discarding the packet, otherwise

examining the label on said packet to determine the precedence level of said packet;

evaluating said label against said plurality of precedence levels; and

if the precedence of said packet matches one of said plurality of precedence levels, passing said packet for processing in a priority buffer queue; and

if the precedence of said packet does not match one of said plurality of precedence levels, passing said packet for processing in at least one other output queue.

11. (Original) The method of claim 10, wherein the step of processing said packet in a priority buffer queue further comprises the steps of:

determining if said buffer includes packets having said precedence level up to the percentage of said buffer assigned to the precedence of said packet;

if the percentage of said buffer assigned to the precedence of said information has been filled, discarding said packet;

if the percentage of said buffer assigned to the precedence of said information has not been filled, determining if the buffer is full;

if the buffer is full, discarding said packet; and

if the buffer is not full, adding said packet to a priority output queue for transmission.

12. (Original) The method of claim 10, wherein the step of processing said packet in at least one other output buffer queue further comprises the steps of:

determining if said buffer is full;

if the buffer is full, discarding said packet; and;

if the buffer is not full, adding said packet to a non-priority output queue for transmission.

13. (Original) The method of claim 10, further comprising the steps of:

transmitting the packets from the priority buffer queue before transmitting the packets for the other output queue.

14. (Original) The method of claim 10, wherein said information packet includes a packet header and said label is included in a field in said packet header.

15. (Original) The method of claim 14, wherein said field comprises a Type of Service field and said label comprises a Differentiated Services Code Point within said Type of Service field.

16. (Original) The method of claim 10, wherein a larger percentage of said buffer is assigned to information with a higher precedence level.

17. (Original) A computer readable medium containing executable program instructions for use in passing information over a communication network, the network comprising transmission buffers, wherein a percentage of said buffer is assigned to each of a plurality of predetermined precedence levels, the executable program instructions comprising program instructions for:

receiving information, said information including data having an indication of the precedence for transmitting said information;

evaluating said received data against said plurality of precedence levels; and

if said indication of precedence of said received information matches one of said plurality of precedence levels, passing said information for processing in a priority buffer queue; and

if said indication of precedence of said received information does not match one of said plurality of precedence levels, passing said information for processing in at least one other output queue; and

transmitting any information in said priority queue before transmitting any information in said at least one other output buffer queue.

18. (Original) The computer readable medium of claim 17 further comprising program instructions for the step of processing said information in a priority buffer queue, said instructions comprising:

determining if said buffer includes information having said precedence level up to the percentage of said buffer assigned to the precedence of said information;

if the percentage of said buffer assigned to the precedence of said information has

been filled, discarding said information;

if the percentage of said buffer assigned to the precedence of said information has not been filled, determining if the buffer is full;

if the buffer is full, discarding said information; and

if the buffer is not full, adding said information to a priority output queue for transmission.

19. (Original) The computer readable medium of claim 17 further comprising program instructions for the step of processing said information at least one other output buffer queue, said instructions comprising:

determining if said buffer is full;

if the buffer is full, discarding said information; and;

if the buffer is not full, adding said information to a non-priority output queue for transmission.

20. (Original) A server for passing information over a communication network, comprising:

means for determining the buffer size for transmitting said information over the communication network;

means for determining a plurality of precedence levels for at least a portion of said information passing over said communication network;

means for assigning a percentage of said buffer to each of said precedence levels, wherein the sum of said percentages may exceed 100%;

means for receiving information at said server, said information including data having an indication of the precedence for transmitting said information;

means for evaluating said received data against said plurality of precedence levels; and

if said indication of precedence of said received information matches one of said plurality of precedence levels, passing said information for processing in a priority buffer queue; and

if said indication of precedence of said received information does not match one of said plurality of precedence levels, passing said information for processing in at least one other output queue; and

means for transmitting said information, wherein any information in said priority queue is transmitted before any information in said at least one other output buffer queue.

21. (Original) The server of claim 20, wherein the means for evaluating said received data against said plurality of precedence levels further comprises:

means for processing said information in a priority buffer queue comprising:

means for determining if said buffer includes information having said precedence level up to the percentage of said buffer assigned to the precedence of said information;

means for discarding said information if the percentage of said buffer assigned to the precedence of said information has been filled;

means for determining if the buffer is full if the percentage of said buffer assigned to the precedence of said information has not been filled;

means for discarding said information if the buffer is full; and

means for adding said information to a priority output queue for

transmission if the buffer is not full.

22. (Original) The server of claim 20, wherein the means for evaluating said received data against said plurality of precedence levels further comprises:

means for processing said information in at least one other output buffer queue comprising:

means for determining if said buffer is full;

means for discarding said information if the buffer is full; and;

means for adding said information to a non-priority output queue for transmission if the buffer is not full.

23. (New) A method for passing information over a packet based communication network, comprising the steps of:

determining the buffer size for transmitting said information over the communication network;

determining a plurality of precedence levels for at least a portion of said information passing over said communication network;

assigning a percentage of said buffer to each of said precedence levels, wherein the sum of said percentages may exceed 100%;

receiving information in a data packet, said data packet including a packet header having a field including a Type of Service field for indicating a precedence for transmitting said data packet, wherein said precedence is indicated by a Differentiated Services Code Point within the Type of Service field;

evaluating said received information against said plurality of precedence levels; and

if said indication of precedence of said received information matches one of said plurality of precedence levels, passing said information for processing in a priority buffer queue; and

if said indication of precedence of said received information does not match one of said plurality of precedence levels, passing said information for processing in at least one other output queue; and

transmitting any information in said priority queue before transmitting any information in said at least one other output buffer queue.

24. (New) The method of claim 23, wherein the step of processing said information in a priority buffer queue further comprises the steps of:

determining if said buffer includes information having said precedence level up to the percentage of said buffer assigned to the precedence of said information;

if the percentage of said buffer assigned to the precedence of said information has been filled, discarding said information;

if the percentage of said buffer assigned to the precedence of said information has not been filled, determining if the buffer is full;

if the buffer is full, discarding said information; and

if the buffer is not full, adding said information to a priority output queue for transmission.

25. (New) The method of claim 23, wherein the step of processing said information in at least one other output buffer queue further comprises the steps of:

determining if said buffer is full;

if the buffer is full, discarding said information; and;

if the buffer is not full, adding said information to a non-priority output queue for transmission.

26. (New) The method of claim 23, wherein a larger percentage of said buffer is assigned to information with a higher precedence level.